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62164/JPW/PJP

DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

MODIFICATION OF POLYMER SURFACES AS RADIOISOTOPE CARRIERS

the specification of which
(check one)

___ is attached hereto.

X was filed on September 8, 2000 as

Application Serial No. 09/657,701

and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above:

I acknowledge the duty to disclose information of which I am aware which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

| <u>Number</u> | <u>Country</u> | <u>Filing Date</u> | <u>Yes</u> | <u>No</u> |
|---------------|----------------|--------------------|------------|-----------|
| _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ |

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Sections 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| <u>Application Serial No.</u> | <u>Filing Date</u> | <u>Status</u> |
|-------------------------------|--------------------|---------------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

And I hereby appoint

John P. White (Reg. No. 28,678); Donald S. Dowden (Reg. No. 20,701); Christopher C. Dunham (Reg. No. 22,031); Ivan S. Kavrukov (Reg. No. 25,161); Norman H. Zivin (Reg. No. 25,385); William E. Pelton (Reg. No. 25,702); Jay H. Maioli (Reg. No. 27,213); Peter J. Phillips (Reg. No. 29,691); Robert D. Katz (Reg. No. 30,141); Richard F. Jaworski (Reg. 33,515); Richard S. Milner (Reg. No. 33,970); Wendy E. Miller (Reg. No. 35,615); Paul Teng (Reg. No. 40,837); Pedro C. Fernandez (Reg. No. P-41,741); and Elizabeth M. Wieckowski (Reg. No. P-42,226)

and each of them, all c/o Cooper & Dunham LLP of 1185 Avenue of the Americas, New York, New York 10036 (Tel. 212 278-0400), my attorneys, each with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, to transact all business in the Patent and Trademark Office connected therewith and to file any International Applications which are based thereon under the provisions of the Patent Cooperation Treaty.

Please address all communications, and direct all telephone calls, regarding this application to

John P. White
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, N.Y. 10036
Tel. (212) 278-0400

Reg. No. 28,678

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or

first joint inventor Xin Qu

Inventor's signature Xin Qu

Citizenship P.R. China

Date of signature 01/09/01

Residence 154 Haven Avenue, New York, New York 10032

Post Office Address same as above

Full name of sole or

first joint inventor Judah Z. Weinberger

Inventor's signature Judah Z. Weinberger

Citizenship United States

Date of signature 01/09/01

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Post Office Address same as above

Applicant or Patentee: Xin Ou & Judah Z. Weinberger

Serial or Patent No.: 09,657,701

Filed or Issued: September 8, 2000

Title of Invention or Patent: MODIFICATION OF POLYMER SURFACES AS RADIOISOTOPE CARRIERS

**VERIFIED STATEMENT (DECLARATION) CLAIMING
SMALL ENTITY STATUS UNDER 37 C.F.R. §1.9(f)
AND §1.27(d) - NONPROFIT ORGANIZATION**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

Name of Organization: THE TRUSTEES OF COLUMBIA UNIVERSITY IN THE CITY OF NEW YORK

Address of Organization: 110 Low Memorial Library, West 116th & Broadway
New York, New York 10027

TYPE OF ORGANIZATION:

☒ UNIVERSITY OR OTHER INSTITUTION OF HIGHER EDUCATION
☐ TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE 26 U.S.C. §§501(a) and 501(c)(3)
☐ NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA

NAME OF STATE:

CITATION OF STATUTE:

☐ WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE 26 U.S.C. §§501(a) and 501(c)(3) IF LOCATED IN THE UNITED STATES OF AMERICA

☐ WOULD QUALIFY AS NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA IF LOCATED IN THE UNITED STATES OF AMERICA

NAME OF STATE:

CITATION OF STATUTE:

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 C.F.R. 1.9(e)b for purposes of paying reduced fees under 35 U.S.C. §§41(a) and 41(b), with regard to the invention entitled

MODIFICATION OF POLYMER SURFACES AS RADIOISOTOPE CARRIERS

by inventor(s) Xin Ou & Judah Z. Weinberger
described in:

☐ the specification filed herewith
☒ application S.N. 09/657,701 filed September 8, 2000
☐ patent no. issued

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below^a and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. §1.9(d)b or as a nonprofit organization under 37 C.F.R. §1.9(e)b.

Name:

Address:

☐ Individual ☐ Small Business Concern ☒ Nonprofit Organization

^a NOTE: Separate verified statements are required for each named person, concern, or organization having rights to the invention averring to their status as small entities. 37 C.F.R. §1.27.

^b See reverse side.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. 37 C.F.R. §1.28(b).*

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing: Michael J. Cleare, Ph. D.
Title In Organization: Executive Director
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Amsterdam & 120th Street, New York, N.Y. 10027

Signature: 

Date of Signature: 7/21/03

* See reverse side.